

Remarks

Reconsideration of this Application is respectfully requested.

Upon entry of the foregoing amendment, claims 11-13 are pending in the application, with claims 11-13 being the independent claim. Claims 11-13 are sought to be amended. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Based on the above amendment and the following remarks, Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

Claim Objections

The Office Action objected to the pending claims because:

Each of the pending claims recite limitation "obtaining, at said computer processor...the value of the financial instrument by applying.." or equivalent thereof. The examiner suggests that this limitation be amended to read: "determining by said computer processor.." or equivalent because obtaining at the processor certain parameter does not necessarily mean that the parameter is determined by the processor.

According, Applicants have amended claim 11 to replace "obtaining" with "determining" and have amended each of claims 12 and 13 to replace "obtain" with "determine". Therefore, Applicants respectfully request that the Examiner reconsider and remove the objections to claims 11-13.

Rejections Under 35 U.S.C. § 112

The Office Action rejected claims 11-13 under the second paragraph of 35 U.S.C. § 112 "as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention." (Office Action at p. 2.)

The Office Action at page two specifically states:

Claims 11-13 recite limitation "standard deviation of the natural logarithm of weather condition relatives called for in the financial instrument" (see, e.g. claim 11 step (4)). There is no antecedent basis for this limitation in the claim(s) as now amended.

Accordingly, Applicants have amended each of claims 11-13 to replace the phrase "said annualized standard deviation of the natural logarithm of weather condition relatives called for in the financial instrument" with the phrase "said annualized standard deviation of the natural logarithm of the quantifiable weather condition related to the financial instrument". In each of claims 11-13, there is antecedent basis for the latter phrase. Therefore, Applicants respectfully request that the Examiner reconsider and remove the rejections of claims 11-13 under the second paragraph of 35 U.S.C. § 112.

Conclusion

All of the stated grounds of objection and rejection have been accommodated. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicants believe that a

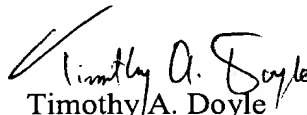
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full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,

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